

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE J		PAGE OF PAGES 1 2	
2. AMENDMENT/MODIFICATION NO. 0002		3. EFFECTIVE DATE 29 July 2002		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
6. ISSUED BY CODE		7. ADMINISTERED BY (If other than Item 6) CODE					
U.S. ARMY ENGINEER DISTRICT, ALBUQUERQUE CORPS OF ENGINEERS 4101 JEFFERSON PLAZA, N.E. ALBUQUERQUE, NEW MEXICO 87109-3435				(✓) 9A. AMENDMENT OF SOLICITATION NO. X DACA47-02-B-0018			
				9B. DATED (SEE ITEM 11) 20 June 2002			
				10A. MODIFICATION OF CONTRACTS/ORDER NO.			
				10B. DATED (SEE ITEM 13)			
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				CODE			
FACILITY CODE				11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS			
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended.							
Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
<input checked="" type="checkbox"/> A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
<input type="checkbox"/> B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).							
<input type="checkbox"/> C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
<input type="checkbox"/> D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)							
PROJECT: CHILD DEVELOPMENT CENTER, DAVIS-MONTHAN AIR FORCE BASE, ARIZONA							
1. This is Amendment No. 2 to Solicitation No. DACA47-02-B-0018; 20 June 2002. The following revisions shall be incorporated into the specifications. All other provisions shall remain unchanged.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
15B. CONTRACTOR/OFFEROR		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA		16C. DATE SIGNED	
(Signature of person authorized to sign)				BY (Signature of Contracting Officer)			

2. This Invitation For Bid (IFB), DACA47-02-B-0018, is hereby cancelled and converted to a Request for Proposal (RFP). The original Solicitation number remains the same. See the following Proposal Schedule and accompanying requirements for your revised offer. Please submit your revised price proposal by **2 PM (PDT), 9 August 2002** to Sandy Hall, Los Angeles Corps of Engineers District Office. See page 8 of 112 in the original IFB for Directions for Submitting Bids. Any questions please call Joyce E. Bolin, 505-342-3356 or Sandy Hall, 213-452-3243 Contract Specialists.

Mark your envelope: Price Proposal for revised DACA47-02-B-0018
Proposal Receipt Date: 9 August 2002 @ **2 P.M. (PDT)**.

The original clauses of the IFB remain the same except for those clauses discussing the submission of your original bid. These are deleted and replaced with this amendment's information.

3. SPECIFICATIONS: Delete the following listed pages and substitute the pages attached hereto. On the revised pages, for convenience, changes are emphasized by the amendment number in parentheses before and after changes from the previous issue. All portions of the revised (or new) pages shall apply whether or not changes have been indicated.

Delete Page

Page 3 thru 3d of 112

Page 4 of 112

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Insert Page

page 3 thru 3d of 112

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Page 17a and 17b of 112 (New pages)

/////////LAST ITEM/////////

PRICING SCHEDULE
(To be attached to SF 1442)

CONTRACTOR SHALL FURNISH ALL PLANT, LABOR, MATERIAL, EQUIPMENT, ETC. NECESSARY TO PERFORM ALL WORK IN STRICT ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH IN THE CONTRACT TO INCLUDE ALL ATTACHMENTS THERETO.

Item No.	Description	Quantity	Unit	Unit Price	Amount
<u>BASE BID</u>					
0001	Child Development Center, Complete	Job	Sum	***	\$ _____
0002	Site-work Including Demolition, Grading, Pavement, Striping, Curb and Gutter, Sidewalks, Landscaping, Utilities, Area Lighting, Mechanical Yard, Playgrounds, Dumpster Pad, Barrier Gate, and All Other Work Not Separately Listed, Complete	Job	Sum	***	\$ _____
0003	Final As-Built Drawings	Job	Sum	***	\$ <u>10,000.00</u>
0004	Operation and Maintenance Manuals	Job	Sum	***	\$ <u>10,000.00</u>
TOTAL AMOUNT - BASE BID					\$ _____
<u>OPTION NO. 1</u>					
0005	Bus Bay, Complete	Job	Sum	***	\$ _____
0006	Final As-Built Drawings	Job	Sum	***	\$ <u>4,000.00</u>
TOTAL AMOUNT - OPTION NO. 1					\$ _____

PRICING SCHEDULE (Cont'd)

Item No.	Description	Quantity	Unit	Unit Price	Amount
<u>OPTION NO. 2</u>					
0007	2 Inch Caliper Trees in South Area, Complete	Job	Sum	***	\$ _____
0008	Final As-Built Drawings	Job	Sum	***	\$ <u>4,000.00</u>

TOTAL AMOUNT - OPTION NO. 2

\$ _____

OPTION NO. 3

0009	2 Inch Caliper Trees in North Area, Complete	Job	Sum	***	\$ _____
0010	Final As-Built Drawings	Job	Sum	***	\$ <u>4,000.00</u>

TOTAL AMOUNT - OPTION NO. 3

\$ _____

OPTION NO. 4

0011	Solid Surface Material In Leu of Solid Surface Veneer Counter Tops and Window Sills, Complete	Job	Sum	***	\$ _____
0012	Final As-Built Drawings	Job	Sum	***	\$ <u>4,000.00</u>

TOTAL AMOUNT - OPTION NO. 4

\$ _____

RECAPITULATION

1. TOTAL AMOUNT - BASE BID \$ _____
2. TOTAL AMOUNT - BASE BID AND OPTIONS NO. 1, 2, 3, AND 4 \$ _____

PRICING SCHEDULE (Cont'd)

NOTES:

1. Award of all Bid Items will be made to one bidder. Offerors must bid on all items.

2. If a modification to a price is submitted which provides for a lump sum adjustment to the total price, the application of the lump sum adjustment to each item in the Pricing Schedule must be stated. If it is not stated, the offeror agrees that the lump sum adjustment shall be applied on a pro rata basis to every item in the Pricing Schedule.

3. EXERCISE OF OPTIONS. The Government reserves the right to exercise the option(s) by written notice to the Contractor either singularly or in any combination for up to 60 calendar days after award of the Base Bid without an increase in the Offeror's bid price. Completion of added options shall continue at the same schedule as the Base Bid unless otherwise noted in the SPECIAL CONTRACT REQUIREMENTS, Paragraph 1, COMMENCEMENT, PROSECUTION AND COMPLETION OF WORK.

4. EVALUATION OF OPTIONS: (FAR 52.217-5) (JUL 1990)

Except when it is determined in accordance with FAR 17.206(b) not to be in the Government's best interests, the Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirements. Evaluation of options will not obligate the Government to exercise the options.

5. PROGRESS PAYMENT REQUESTS made by the Contractor pursuant to the provisions of Contract Clause, PAYMENTS UNDER FIXED-PRICE CONSTRUCTION CONTRACTS, shall be submitted on ENG FORM 93 to the billing office as designated on Block 26, Standard Form 1442, Solicitation, Offer and Award, back. ENG FORM 93 shall be submitted to that office on the 1st of each month in appropriate form and certified. Photocopies of the form shall be furnished on that same date to the Corps of Engineers offices designated at the Pre-Construction Conference.

6. The offeror shall distribute indirect costs (overhead, profit, bond, etc.) over all the items in the Pricing Schedule. The Government will review all submitted Pricing Schedules for any unbalancing of the items. Any submitted Pricing Schedule determined to be unbalanced may cause the proposal to be determined "unacceptable".

7. The lump sum, "L.S." line items above are not "estimated quantity" line items and therefore are not subject to the Variation in Quantity contract clause.

PRICING SCHEDULE (Cont'd)

8. EFARS 52.214-5000 APPARENT CLERICAL MISTAKES - ARITHMETIC DISCREPANCIES (Dec 1995)--EFARS

(a) For the purpose of initial evaluation of bids/offers, the following will be utilized in resolving arithmetic discrepancies found on the face of the Pricing Schedule as submitted by bidders/offerors.

- (1) Obviously misplaced decimal points will be corrected;
- (2) Discrepancy between unit price and extended price, the unit price will govern;
- (3) Apparent errors in extension of unit prices will be corrected;
- (4) Apparent errors in addition of lump-sum and extended prices will be corrected.

(b) For the purpose of bid/offer evaluation, the Government will proceed on the assumption that the bidder/offeror intends the bid/offer to be evaluated on basis of the unit prices, the total arrived at by resolution of arithmetic discrepancies as provided above and the bid/offer will be so reflected on the abstract of bids/offers.

(c) These correction procedures shall not be used to resolve any ambiguity concerning which bid is low.

9. Notwithstanding any other provisions of this solicitation, the award will be made to the lowest responsible and responsive offeror for the lowest price.

10. The Contract Clause 52.232-27, "Prompt Payment for Construction Contracts" requires that the name and address of the contractor official, to whom payment is to be sent, be the same as that in the contract or in a proper Notice of Assignment.

11. Principle Contracting Officer. The Contracting Officer who signs this contract will be the Principle Contracting Officer for this contract. However, any Contracting Officer assigned to the Los Angeles District, contracting within his authority, may take formal action on this contract when the Principle Contracting Officer is unavailable and the action needs to be taken.

12. Payment of Electronic Funds Transfer (EFT) is the mandatory method of payment. The Contractors attention is directed to Contract Clause No. 52.232-33, "Payment By Electronic Funds Transfer--Other Than Central Contractor Registration", located in Section 00800 - SPECIAL CONTRACT REQUIREMENTS.

13. Contractor is required to fill in Cage code (Reference Section 00600, entitled "Required Central Contractor Registration" Mar 1998) and DUNS Number (Reference Section 00600), entitled, "Data Universal Numbering System (DUNS) Number" Jun 1999) in Block No. 15 on Standard Form 1442, Name and Address Block (Cage Code under Code and DUNS No. under Facility Code respectively).

PRICING SCHEDULE (Cont'd)

14. All Corps of Engineers Los Angeles District visitors/couriers are now required to check in at the Public Affairs Office (PAO), Suite 980, 911 Wilshire Blvd, Los Angeles, CA. Bidders are no longer permitted to hand-carry their bids directly to Contracting Division without an authorized escort. Bids may not be left unattended at the Public Affairs Office (PAO), Suite 980. The Contractors attention is directed to Contract Clause No. 52.0214-5001 "Direction for Submitting Bids (Mar 2002)" located in Section 00100 for additional instructions.

SECTION 00050

OFFEROR'S CHECKLIST

Administrative Notice to Offerors. Before signing and submitting this proposal, please take note of the following administrative details, as failure to properly perform any one of these actions may cause your proposal to be rejected.

- { } Have you acknowledged receipt of ALL solicitation amendments? If in doubt as to the number of amendments issued, please contact the Contract Specialist at 505-342-3356.
- { } Is your offer in sealed envelopes, marked to show the offeror's name and address, the solicitation number and the date and time offers are due?
- { } If any of the solicitation amendments involved changes to the proposal schedule, did you use the amended schedule for submitting your proposal?
- { } Is the name in which you submitted this proposal the same on your proposal as on your originally submitted bid bond?
- { } If required, have you entered a unit price for each bid item? (The solicitation will specifically state when this is necessary).
- { } Will your proposal arrive on time? In order for a late proposal to be considered, it must have been dispatched in accordance with the provisions of FAR 52.215-1, "Instructions to Offerors – Competitive Acquisitions."

52.236-28 PREPARATION OF PROPOSALS--CONSTRUCTION (OCT 1997)

(a) Proposals must be (1) submitted on the forms furnished by the Government or on copies of those forms, and (2) manually signed. The person signing a proposal must initial each erasure or change appearing on any proposal form.

(b) The proposal form may require offerors to submit proposed prices for one or more items on various bases, including--

(1) Lump sum price;

(2) Alternate prices;

(3) Units of construction; or

(4) Any combination of paragraphs (b)(1) through (b)(3) of this provision.

(c) If the solicitation requires submission of a proposal on all items, failure to do so may result in the proposal being rejected without further consideration. If a proposal on all items is not required, offerors should insert the words "no proposal" in the space provided for any item on which no price is submitted.

(d) Alternate proposals will not be considered unless this solicitation authorizes their submission.

(End of provision)

SECTION 00110 – Submission Requirements and Instructions

1. GENERAL REQUIREMENTS

1.1. The intent of this Amendment is to solicit price proposals for the Child Development Center, Davis-Monthan AFB, Arizona. Offerors shall organize their proposal as herein described and outlined. Failure to follow this format may result in the proposal being deemed unacceptable and may be rejected.

1.2. Submit your proposal packages to the U.S. Army Corps of Engineers, Los Angeles District, at the address shown in the attached letter dated 29 July 2002. The Government must receive your proposal no later than the time and date specified in Block 14 of Standard Form 30.

1.3. Submit your proposal in Volume 1, Price Proposal. This volume shall be in the form of a three-ring binder, clearly marked as to its content, i.e., project title, price proposal, solicitation number, name and address of the offeror, and the time/date specified for receipt of proposals. Offerors shall label and tab this Price Proposal volume consistent with the solicitation format (Tab A, B, C, etc.) outlined herein.

2. VOLUME 1, PRICE PROPOSAL AND OTHER RELATED INFORMATION

2.1. This volume contains an Introduction and Tabs A and B, and should not be page numbered. Submit one original of this volume and two (2) copies.

2.2. **Introduction.** This section is in the form of a letter from the offeror. In the introductory letter, include the offeror's name, address, point-of-contact, the company's DUNS number, and a statement agreeing with the terms, conditions, and provisions included in the solicitation and other information as required by FAR 52.215-1(c)(2). Additionally, acknowledge that your company's data at the Central Contractor Registration website is current per DFARS 252.204-7004, Required Central Contractor Registration. (This clause is in Section 00700 of the original IFB.)

2.3. **Tab A.** Tab A shall contain the Standard Form (SF) 30—Amendment of Solicitation/Modification of Contract; and the Proposal Schedule. These documents should be secured within some form of document protector such that they are not "hole-punched". Complete Block 8, Name and Address of Contractor. Complete Blocks 15A and 15B, to acknowledge this amendment. **Your proposed price for this project shall be in the form of the Proposal Schedule that is part of this amendment. Your price proposal shall be supported with documentation showing how you arrived at your G & A, Overhead, Profit, Material and Labor Costs. Your subcontracting and suppliers prices need to be supported by competitive quotes. Provide copies of these quotes in your proposal.** Since this is a firm-fixed price contract, price proposals will not be considered which provide for subsequent increases in price. No qualified price proposal of any type will be accepted; therefore, all offers containing such qualifications will be considered unacceptable. If the offeror does not comply with all the requirements of the proposal forms, the proposal may be considered unacceptable and eliminated from consideration.

2.4. **Tab B.** Tab B shall contain financial and bank reference information. Provide your latest financial statement, including the names of banks or other financial institutions with which your firm conducts business. If the financial statement is more than 60 days old, a certificate should be attached stating that the financial condition is substantially the same, or if not the same, state the changes that have taken place. The financial statement will be treated as confidential. Provide point(s) of contact and a phone number of one bank reference for the Government to verify general financial information such as average monthly balance or any delinquency on loan payments.

SECTION 00120 – Evaluation Factors for Award

1. BASIS FOR AWARD

1.1. This IFB is now a competitive, negotiated acquisition to be negotiated with the five original bidders as shown on the enclosed original bid abstract. The Government will award a firm-fixed-price contract to the responsible offeror with the lowest price. Before a contract can be awarded, the offeror must agree with the terms and conditions in this solicitation in accordance with FAR 52.215-1(c)(2). (As previously indicated in Section 00110; this agreement is to be provided in the Introduction portion of your Volume 1 proposal.) A proposal may be removed from consideration if the offeror takes exception to any of the terms and conditions in this solicitation.

1.2. After evaluation of the price proposals, the Government may award a contract on the basis of initial offers received, without discussions; therefore, the offeror's initial proposal should contain the best terms from a price standpoint. In other words, after the time specified for receipt of offers, you may not be given another opportunity to revise your proposal, unless it is later determined to be in the best interests of the Government to allow **final** proposal revisions.